

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO SENTENCING MINUTE SHEET										
CR No: 19-1631-002			USA vs.: Craft							
Date: 2/8/24			Name of Deft: Johnathan Craft							
Before the Honorable: David Herrera Urias										
Time In/Out:		10:10 AM-12:26 PM			Total Time in Court (for JS10):			2 hours 16 minutes		
Clerk:		J. Gonzales			Court Reporter:			C. McAlister		
AUSA:		Letitia Simms, Jack Burkhead			Defendant's Counsel:			Barry Porter		
Sentencing in:		ABQ			Interpreter:					
Probation Officer:		Robert Sanchez			Interpreter Sworn?			Yes		No
Convicted on:		<input checked="" type="checkbox"/>	Plea		Verdict	As to:	<input checked="" type="checkbox"/>	Information- Count 1	<input checked="" type="checkbox"/>	Indictment- Count 7
If Plea:			Accepted		Not Accepted	Adjudged/Found Guilty on Counts:				
If Plea Agreement:		<input checked="" type="checkbox"/>	Accepted		Not Accepted			No Plea Agreement	Comments:	
Date of Plea/Verdict:		7/13/23		PSR:		Not Disputed	<input checked="" type="checkbox"/>	Disputed	<input checked="" type="checkbox"/>	Courts adopts PSR Findings
Evidentiary Hrg:		<input checked="" type="checkbox"/>	Not Needed		Needed	<input checked="" type="checkbox"/>	Exceptions to PSR:	Court will strike CH point-CH category will be I-sustains objection to 3 level enhancement-makes finding on drug quantity amounts-modification to paragraph 22		
SENTENCE IMPOSED					Imprisonment (BOP):			70 months as to each count; said terms to run concurrently for a total term of 70 months		
Supervised Release:		3 years as to each count; said terms to run concurrently for a total term of 3 years							Probation:	
REC	<input checked="" type="checkbox"/>	500-Hour Drug Program			BOP Sex Offender Program			Other:		
ICE		Court recommends ICE begin removal proceedings immediately or during service of sentence								ICE not applicable
SPECIAL CONDITIONS OF SUPERVISION										
	No re-entry without legal authorization						Home confinement for	months	days	
	Comply with ICE laws and regulation						Community service for	months	days	
<input checked="" type="checkbox"/>	Participate in outpatient substance abuse treatment program					<input checked="" type="checkbox"/>	Reside Residential Reentry Center up to 180 days			
<input checked="" type="checkbox"/>	Participate in/ mental health treatment program						Register as sex offender			
	Refrain from use/possession of alcohol/intoxicants						Participate in sex offender treatment program			
<input checked="" type="checkbox"/>	Submit to search of person/property						Possess no sexual material			
	No contact with victim(s) and/or co-defendant(s)						No computer with access to online services			
	No entering or loitering near victim's residence						No contact with children under 18 years			
	Provide financial information						No volunteering where children supervised			
	Grant limited waiver of confidentiality						Restricted from occupation with access to children			
<input checked="" type="checkbox"/>	Refrain from use and possession of synthetic cannabinoids, etc.						No loitering within 100 feet of school yards			
	No possession of a firearm, ammunition, destructive device or any other dangerous weapon						Participate in an educational or vocational program approved by the Probation Officer			
	You shall waive your right of confidentiality-substance abuse You must submit to substance abuse testing to determine if you have used a prohibited substance. Testing shall not exceed more than 60 test(s) per year. You must not use or possess alcohol. You may be required to submit to alcohol testing that may include urine testing, a remote alcohol testing system, and/or an alcohol monitoring technology program to determine if you have used alcohol. Testing shall not exceed more than 4 test(s) per day. You shall waive your right of confidentiality-mental health You must not communicate, or otherwise interact, with codefendant(s)/coconspirator(s).									
OTHER: You must not communicate, or otherwise interact, with the victim(s), either directly or through someone else.										
Fine:	\$ 0.00						Restitution:	\$ 0.00		
SPA:	\$ 200.00						Payment Schedule:	<input checked="" type="checkbox"/>	Due Immediately	Waived
Consistent with a stipulation in the Plea Agreement, the defendant forfeits his rights, title, and interest in a Smith and Wesson Airweight .38 special bearing serial number DCX7677; any ammunition seized from Room 112 of the Best										

Choice Inn on June 18, 2019; and any United States currently seized from Room 112 of the Best Choice Inn on June 18, 2019.			
	Advised of Right to Appeal	<input checked="" type="checkbox"/>	Waived Appeal Rights per Plea Agreement
<input checked="" type="checkbox"/>	Held in Custody		Voluntary Surrender
	Recommended place(s) of incarceration:		
	Dismissed Counts:		
	<p>Court discusses with counsel objections to find out which objections have been resolved.</p> <p>Counsel argue positions re: objection to paragraph 22.</p> <p>Counsel argue positions re: objection to paragraphs 36, 40 and enhancement in paragraph 49.</p> <p>Counsel argue positions re: objection to paragraph 46.</p> <p>Counsel argue positions re: objections to paragraph 72, 76 and 77.</p> <p>Court will strike CH point-CH category will be I-sustains objection to 3 level enhancement in paragraph 49-will modify language in paragraph 22.</p> <p>Mr. Porter requests sentence of time served.</p> <p>Defendant addresses court.</p> <p>Ms. Simms requests sentence of 108 months.</p>		
	OTHER COMMENTS:	Court cites 3553 factors that warrant variance.	